

**IOWA DEPARTMENT OF NATURAL RESOURCES
ADMINISTRATIVE ORDER**

IN THE MATTER OF:

JIM SCALLON
Butler County, Iowa

CONSENT AMENDMENT TO
ADMINISTRATIVE ORDER
NO. 2011-SW-32

TO: Jim Scallon
PO Box 1
Austinville, Iowa 50608

Martin Petersen
Klinkenborg, Hansmann & Petersen
Parkersburg, Iowa 50665-0682

Administrative Order No. 2011-SW-32 was issued to Jim Scallon on December 3, 2011, and was appealed. On July 16, 2012, a contested hearing was held. At the hearing, the parties informed the administrative law judge that a settlement had been reached. On July 16, 2012, the administrative law judge issued an Order Dismissing Appeal. The Order stated that Mr. Scallon would pay the \$3,000.00 penalty within two years and remove all trash, drywall, appliances, and miscellaneous debris on his properties within 60 days of August 1, 2012. The Order also dismissed the appeal. Following the hearing the parties agreed to the following:

1. The penalty of \$3,000.00 shall be paid in accordance with the following payment plan. If any of the payments are not received in accordance with the payment plan, the remaining penalty shall be due immediately.

\$375.00 due September 1, 2012;	\$375.00 due September 1, 2013;
\$375.00 due December 1, 2012;	\$375.00 due December 1, 2013;
\$375.00 due March 1, 2013;	\$375.00 due March 1, 2014; and
\$375.00 due June 1, 2013;	\$375.00 due June 1, 2014.
2. The landfill receipts from the removal of the trash, drywall, and miscellaneous debris shall be submitted to DNR Field Office 2 within 10 days of the removal.
3. The appliances shall be disposed of at a permitted demanufacturer and the receipts for the appliances shall be submitted within 10 days of the removal.
4. In all other respects, Administrative Order No. 2011-SW-32 remains in full force and effect.


Any questions regarding this consent amendment should be directed to:

Kelli Book
Iowa Department of Natural Resources
Legal Services Bureau
7900 Hickman Road, Suite 1
Windsor Heights, Iowa 50324
515-281-8563



Chuck Gipp, DIRECTOR
Iowa Department of Natural Resources

Dated this 19th day of
February, 2013



Jim Scallon

Dated this 13 day of
February, 2013

Kelli Book; DNR Field Office 2; VII.C